(1) SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

Writ petition. No. 5941 /2005.

PETITIONER

Smt.MAMTA DEAN,W/o Raymond Augustin Dean, Aged about 39 years, R/o C-4/3, State Bank Colony, Sector-8, Bhilai, Dist. Durg, Chhattisgarh.

P.B. 6075/05 Om P. Sahu
Present... 24/11/05
Dated...

VERSUS

RESPONDENTS

1. Regional Manager, State Bank of India, (Region-3, Zonal Office), Office situated at Bairan Bazar, Raipur, Chhattisgarh.

Attested 6/12/05 A.R.(J) [illegible]

2. Disciplinary Authority and Asst. General Manager, State Bank of India, Region-3, Zonal office, Bairan Bazar, Raipur, Chhattisgarh.

3. Manager, State Bank of India, Rajnandgaon Branch, Rajnandgaon, Tahsil and Dist. Rajnandgaon, Chhattisgarh.

Contd.2/.....

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT IN THE NATURE OF MANDAMUS/PROHIBITION/CERTIORARI/DIRECTION/DIRECTIONS,ORDER/ORDERS.

(1) SINGLE BENCH

IN

PET

RES

Attested
6/12/05
A.R.(J)
Amendment carried out
as per Counsel's order
dated 2/12/05
6/12/05

Respondent No.4. State of Chhattisgarh,
Through Secretary,
Office situated at Secretariate
Raipur(C.G.)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 5941/05 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

2-12-2005

Shri N.S. Dhurandar, counsel for the petitioner.
Shri Sandeep Dubey, Govt. Advocate for the State.

Learned counsel for the petitioner seeks permission to join State of Chhattisgarh, through Collector, Durg in the instant petition.

As prayed, learned counsel for the petitioner is permitted to join State of Chhattisgarh and also permitted to amend the cause title accordingly.

After amendment copy of the petition alongwith annexures be supplied to learned counsel appearing for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the petitioner was prosecuted for the offences punishable under Sections 420, 467, 468 and 471 of the Indian Penal Code and the Additional Chief Judicial Magistrate, Durg found her guilty and passed the judgment of conviction and awarded sentence. He further submits that against the said judgment of conviction and sentence an appeal was preferred by the petitioner before the learned Sessions Court. He also submits that the Sessions Court had admitted the appeal and suspended the jail sentence vide order dated 12-7-2005 and the case was fixed for final hearing on 27-8-2005. Shri Dhurandar submits that one way or the other it could not heard finally on that date and the matter has been adjourned. He also submits that in the meanwhile, the respondents proposed to pass an order regarding removal of the petitioner or otherwise. Learned counsel for the petitioner prays that the respondent authorities may be restrained from passing any order and the alternative submission is that the appeal itself may be heard finally.

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 5941/05 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

Shri Dhurandar, learned counsel appearing for the petitioner also states that for the present, ends of justice will be served if a direction is given to the respondent authorities to decide the representation of the petitioner.

Learned counsel appearing for the State also submits that the appeal itself may be heard finally.

Let the appeal preferred by the petitioner be decided as early as possible preferably within a period of one month from the date of receipt of copy of this order.

So far as prayer made by learned counsel for the petitioner with regard to submission of representation is concerned, the petitioner may make a detailed representation raising her grievances before the competent authority of respondents alongwith a copy of the petition and this order within a period of two weeks from today and on such representation being made, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within a period of one month from the date of receipt of representation.

With the aforesaid observations, this petition stands disposed of.

Consequently, M.(W.).P.No.4749/2005 also stands disposed of.

Certified copy as per rules after amendment.

Copy of this order be supplied to the State counsel and copy to trial Court through the concerned District & Sessions Judge after amendment.

Sd/-
Fakhruddin
Judge

Gowri